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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

JOHN S. WHITE,
on behalf of himself and those
similarly situated,

Plaintiff,

v.

E-LOAN, INC., and
DOES 1 through 10, inclusive,

Defendants.

CASE NO.: C 05-02080 SI

CLASS ACTION

**STIPULATION AND
[PROPOSED] ORDER EXTENDING
TIME (1) IN WHICH TO MAIL OUT
CLASS NOTICE; AND (2) FOR CLASS
EXCLUSION DEADLINE**

During mediation on October 4, 2006, the parties made significant progress towards reaching a settlement agreement in this case. Accordingly, the parties agree to continue their discussions for another week and, for that reason, stipulate to an extension of time in which to Stipulation and [Proposed] Order Extending Time In Which to Mail Out Class Notice And for Class Exclusion Deadline
Case No. C 05-02080 SI

mail out the class notice from October 10, 2006, to **October 17, 2006**. The parties further stipulate to an extension of the Class exclusion deadline from November 14, 2006, to **November 21, 2006**.

IT IS SO STIPULATED:

JAMES HOYER NEWCOMER
& SMILJANICH, P.A.

Dated: October 6, 2006

/s/ Terry Smiljanich
Terry Smiljanich, Esq.
(Admitted *pro hac vice*)
Counsel for Plaintiffs

MAYER, BROWN, ROWE & MAW LLP


Dated: October 6, 2006

/s/ Victoria R. Collado
Victoria R. Collado, Esq.
(Admitted *pro hac vice*)
Counsel for Defendant

Filer's Attestation: Pursuant to General Order No. 45, Section X(B), Rena Chng hereby attests that Terry Smiljanich and Victoria R. Collado concur in the filing of this document.

PURSUANT TO STIPULATION, IT IS SO ORDERED:

Dated:


Honorable Susan Illston
U.S. District Court Judge